

CIVIL COMPLAINT FORM TO BE USED BY A *PRO SE* PRISONER

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JAMIEL L. WILLIAMS QJ0995
Full Name of Plaintiff Inmate Number

v.

DIVEN
Name of Defendant 1

PLOCINIK
Name of Defendant 2

BRINDLE
Name of Defendant 3

WEAKLAND
Name of Defendant 4

Name of Defendant 5

(Print the names of all defendants. If the names of all defendants do not fit in this space, you may attach additional pages. Do not include addresses in this section).

I. NATURE OF COMPLAINT

Indicate below the federal legal basis for your claim, if known.

- ☒ Civil Rights Action under 42 U.S.C. § 1983 (state, county, or municipal defendants)
- ____ Civil Rights Action under Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971) (federal defendants)
- ____ Negligence Action under the Federal Tort Claims Act (FTCA), 28 U.S.C. § 1346, against the United States

AMENDED COMPLAINT
Civil No. 1:23-CV-00667
(to be filled in by the Clerk's Office)

☒ Demand for Jury Trial
☐ No Jury Trial Demand

**FILED
HARRISBURG, PA**

JUL 28 2023

PER IBL
DEPUTY CLERK

II. ADDRESSES AND INFORMATION

A. PLAINTIFF

WILLIAMS JAMIEL L.

Name (Last, First, MI)

QJ0995

Inmate Number

SCI-HUNTINGDON

Place of Confinement

1100 PIKE STREET

Address

HUNTINGDON, P.A. 16654

City, County, State, Zip Code

Indicate whether you are a prisoner or other confined person as follows:

☐ Pretrial detainee

☐ Civilly committed detainee

☐ Immigration detainee

☒ Convicted and sentenced state prisoner

☐ Convicted and sentenced federal prisoner

B. DEFENDANT(S)

Provide the information below for each defendant. Attach additional pages if needed.

Make sure that the defendant(s) listed below are identical to those contained in the caption. If incorrect information is provided, it could result in the delay or prevention of service of the complaint.

Defendant 1:

DIVEN

Name (Last, First)

CORRECTIONAL OFFICER

Current Job Title

1100 PIKE ST.

Current Work Address

HUNTINGDON, P.A. 16654

City, County, State, Zip Code

Defendant 2: -

PLOCINIK

Name (Last, First)

CORRECTIONAL OFFICER

Current Job Title

1100 PIKE ST.

Current Work Address

HUNTINGDON, P.A. 16654

City, County, State, Zip Code

Defendant 3:

BRINDLE

Name (Last, First)

CORRECTIONAL OFFICER

Current Job Title

1100 PIKE ST.

Current Work Address

HUNTINGDON, P.A. 16654

City, County, State, Zip Code

Defendant 4:

WEAKLAND

Name (Last, First)

CORRECTIONAL OFFICER

Current Job Title

1100 PIKE ST

Current Work Address

HUNTINGDON, P.A. 16654

City, County, State, Zip Code

Defendant 5:

Name (Last, First)

Current Job Title

Current Work Address

City, County, State, Zip Code

III. STATEMENT OF FACTS

State only the facts of your claim below. Include all the facts you consider important. Attach additional pages if needed.

A. Describe where and when the events giving rise to your claim(s) arose.

SCI-HUNTINGDON, DA-UNIT & B-UNIT

B. On what date did the events giving rise to your claim(s) occur?

DEC. 21, 2022

C. What are the facts underlying your claim(s)? (For example: What happened to you? Who did what?)

C.O. DIVEN'S PURPOSELY GAVE INMATE KEVIN WILLIAMS
PASS BELONGING TO PLAINTIFF, JAMIEL L. WILLIAMS AND WAS
DIRECTED TO GO OFF DA-UNIT TO B-UNIT TO GET LEGAL-MAIL
BELONGING TO PLAINTIFF. AND ALSO HE NEVER ASKED FOR OR CHECKED
INMATE I.D, MAKING SURE RIGHT PERSON WENT TO LEGAL MAIL ROOM.
IN LEGAL MAIL ROOM, ON B-UNIT, C.O PLOCINIK, GAVE INMATE KEVIN
WILLIAMS, BELONGING TO JAMIEL L. WILLIAMS THAT WAS OPENED IN
FRONT OF KEVIN WILLIAMS AND C.O. BRINDLE, LET KEVIN WILLIAMS
SIGN COMPUTERIZED SIGNATURE STATING HIS ACCEPTANCE OF
LEGAL-MAIL AS IF IT BELONGED TO HIM. KEVIN WILLIAMS,
CAME BACK TO DA-UNIT REALIZING IT WASN'T HIS LEGAL-MAIL
AND GAVE IT TO ME. I MADE A BIG FUSS ABOUT SITUATION
AND SGT. WEAKLAND LIED TO SUPERVISORS SAYING LEGAL MAIL
WAS GIVEN TO HIM AND IT WASN'T.

→ CONTINUED ON
ADDITIONAL PAGES

continued claim,

1- Divens violated Plaintiff by being derelict of duty on his job post (not checking inmate I.D), which violated Jamiel L Williams, 1st. constitutional amendment right, when he gave another inmate, Kevin Williams, a pass purposely belonging to inmate Jamiel L Williams for LEGAL-MAIL, after he call for Jamiel L Williams, over loud speaker to go to legal-mail room. He also allowed him to leave DA-UNIT and go to B-UNIT, to the legal mail room to stop Jamiel L Williams from getting legal mail that would help prove his innocence in Misconduct report #D643241 & D643236 which PLAINTIFF, Jamiel L Williams, needed for CIVIL ACTION against co-worker Lt. Corley for assault.

cf. see; CA No.1:22-cv-01337

2- Divens started a domino effect, being Plocinik & Brindle also violated Jamiel L Williams, 1st. Amendment Constitutional Rights when they gave legal-mail to Kevin Williams & allowed him to sign his name in place of Jamiel L Williams, on a computerized signature machine.... (COURT PROCESSED EVIDENCE) When told to allow by Divens, by phone call.

3- Sgt. Weakland, is in violation for covering-up situation of wrong doings by C.O. Divens, Plocinik, & Brindle, saying he received & checked legal-mail when Kevin Williams, returned to DA-UNIT from the legal-mail room on B-UNIT and that he personally gave me the legal-mail, when I was at desk at entrance of DA-UNIT which is 20 feet from exit and I myself took the LEGAL-MAIL from Kevin Williams, and walked to my cell mad because of the whole situation.

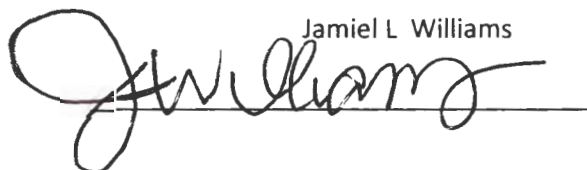
(It's all on CCTV at SCI-Huntingdon, which officials said they preserved the video in grievance filed.)

4- SCI-Huntingdon's Sgt. Weakland, covered up 4 (four) wrongs in this situation that happened no less than five (5) to ten (10) minutes apart from the start of the initial wrong;

- A. gave inmate pass belonging to another
- B. let inmate leave DA-unit and go to B-unit with wrong pass
- C. given & let sign for legal-mail without showing Prison I.D.
- D. signed on legal computer in place of Plaintiff, Jamiel L Williams

also, by giving inmate Kevin Williams access to my legal mail it hurt my case ...CA no. 1:22-cv-01337,

Cf. see, John V. N.Y.C. Dept of Corrections, 183 F.Supp.2d 619 (S.D.N.Y.2002)

Jamiel L Williams


IV. LEGAL CLAIM(S)

You are not required to make legal argument or cite any cases or statutes. However, state what constitutional rights, statutes, or laws you believe were violated by the above actions. If you intend to assert multiple claims, number and set forth each claim in separate paragraphs. Attach additional pages if needed.

Violation of the 1st Constitutional Amendment
being Prison Officials opened my Legal-mail outside of
presence of addressee.
cf. see, Jones v. Brown, 461 F.3d 353, 3d Cir. 2006,
Al-Amin v. Smith, 511 F.3d 1317, 11th Cir. 2008

V. INJURY

Describe with specificity what injury, harm, or damages you suffered because of the events described above.

unable to file court paperwork in time, Emotional distress, Extreme depression,

VI. RELIEF

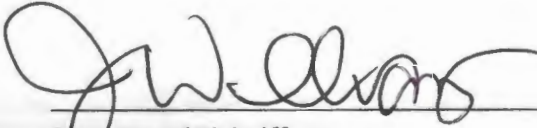
State exactly what you want the court to do for you. For example, you may be seeking money damages, you may want the court to order a defendant to do something or stop doing something, or you may be seeking both types of relief. If you are seeking monetary relief, state your request generally. Do not request a specific amount of money.

Compensatory damages of \$75,000 & Punitive Damages of
\$75,000 AND A Preliminary & Permanent Injunction give plaintiff
Evidence from Misconduct Report # D643241 & D643236 AND change
Prison Policy stating Outside Agencies reporting wrong doings on
Inmates, Inmates can't have evidence or see it to prove them
Self Innocent.

VII. SIGNATURE

By signing this complaint, you represent to the court that the facts alleged are true to the best of your knowledge and are supported by evidence, that those facts show a violation of law, and that you are not filing this complaint to harass another person or for any other improper purpose.

Local Rule of Court 83.18 requires *pro se* plaintiffs to keep the court informed of their current address. If your address changes while your lawsuit is being litigated, you must immediately inform the court of the change in writing. By signing and submitting the complaint form, you agree to provide the Clerk's Office with any changes to your address where case-related papers may be served, and you acknowledge that your failure to keep a current address on file with the Clerk's Office may result in dismissal of your case.



Signature of Plaintiff

July 20, 2023

Date

Smart Communications/PADOC

SCI- Huntingdon

Name JAMIEL Williams

Number QJ0995

PO Box 33028

St Petersburg FL 33733

JOHNSTOWN PA 159
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PA DEPARTMENT
OF CORRECTIONS



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SYLVIA H. RAMBO UNITED STATES COURTHOUSE
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Harrisburg, P.A. 17102

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